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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**
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11 ROBERT E. ENTRIKIN,

12 Petitioner,

13 vs.

14 NDOP WARDEN, *et al.*,

15 Respondents.
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) 2: 10-cv-00188-RLH-LRL
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ORDER

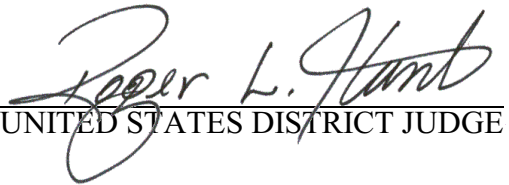
17 Petitioner, a state prisoner, is proceeding with representation of counsel in this petition for
18 writ of habeas corpus pursuant to 28 U.S.C. § 2254. Counsel appeared in this action on October 28,
19 2010. (Docket #8.)

20 **IT IS HEREBY ORDERED** that petitioner shall file and serve a second amended petition
21 in this action within **forty-five** days from the date of service of this order.

22 **IT IS FURTHER ORDERED** that respondents shall have **forty-five (45)** days from the date
23 of filing of the second amended petition within which to answer, or otherwise respond to, the second
24 amended petition. In their answer or other response, respondents shall address any claims presented
25 by petitioner in his petition as well as any claims presented by petitioner in any Statement of
26 Additional Claims. Respondents shall raise all potential affirmative defenses in the initial responsive

1 pleading, including lack of exhaustion and procedural default. **Successive motions to dismiss will**
2 **not be entertained.** If an answer is filed, respondents shall comply with the requirements of Rule 5
3 of the Rules Governing Proceedings in the United States District Courts under 28 U.S.C. §2254. If
4 an answer is filed, petitioner shall have **forty-five (45) days** from the date of service of the answer to
5 file a reply.

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7 DATED this 29th day of November, 2010.

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10 UNITED STATES DISTRICT JUDGE
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